

2312-103
SAS:elp

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of

Simon MOLLER et al.

Serial No. 09/439,534

Filed: 12 November 1999

For: INDUCIBLE SITE-SPECIFIC
RECOMBINATION FOR THE
ACTIVATION AND REMOVAL
OF TRANSGENES IN
TRANSGENIC PLANTS

Box Missing Parts

) Attention:
) Applications Branch

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated 15 December 1999, response copy attached, a Declaration and Power of Attorney identifying the above-referenced application by Serial Number and Filing Date is being herewith submitted.

Also attached is a check in payment of the following fees:

\$ 65.00 (surcharge under 37 C.F.R. 1.16(e))
380.00 (basic filing fee)
633.00 (additional claims fee)
\$1,078.00 TOTAL

Please charge any additional fees or credit any overpayment for the payment of the filing fee, any extra claims fees or the surcharge to deposit account number 02-2135. An additional copy of this letter is enclosed for that purpose.

The following document(s) is/are being submitted concurrently:

- A declaration claiming small entity status.

The following document(s) is/are being submitted concurrently under separate cover:

- An Assignment, together with PTO form 1595 and a separate check for \$40.00.

Respectfully submitted,

By Stephen A. Saxe
Stephen A. Saxe, Ph.D.
Attorney for Applicants
Registration No. 38,609
ROTHWELL, FIGG, ERNST & KURZ, p.c.
Suite 701-E, 555 13th Street, N.W.
Washington, D.C. 20004
Telephone: (202)783-6040

Dated 8 February 2000
2312-103.NMP

Box MISSING PARTS

1243 1438

FEE TRANSMITTAL (Small Entity)		Complete if Known	
		Application Number	09/439,534 #3
		Filing Date	12 November 1999
		First Named Inventor	Simon MOLLER et al.
		Group Art Unit	1643
Total Amount of Payment (\$1,078.00		Examiner Name	Not Assigned
		Attorney Docket Number	2312-103

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Kurz

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Charge for the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed: Check

FEE CALCULATION

1. FILING FEE

Fee Description	Fee Code	Fee Paid
<input checked="" type="checkbox"/> Utility Filing Fee	201	380
<input type="checkbox"/> Design Filing Fee	206	155
<input type="checkbox"/> Plant Filing Fee	207	240
<input type="checkbox"/> Reissue Filing Fee	208	345
<input type="checkbox"/> Provisional Filing Fee	214	75
SUBTOTAL		\$380.00

2. CLAIMS

	Fee from	Extra	below	Fee Paid
Total Claims	73 - 20 =	53	x 9	= 477
Independent Claims	7 - 3 =	4	x 39	= 156
Multiple Dependent Claims		+	130	=

SUBTOTAL \$633.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Description	Fee Code	Fee Paid
<input checked="" type="checkbox"/> Surcharge - late filing fee or oath	205	65
<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	227	25
<input type="checkbox"/> Non-English specification	139	130
<input type="checkbox"/> For filing a request for reexamination	147	2,520
<input type="checkbox"/> Requesting publication of SIR prior to Examiner action	112	920
<input type="checkbox"/> Requesting publication of SIR after Examiner action	113	1,840*
<input type="checkbox"/> Extension for reply within first month	215	55
<input type="checkbox"/> Extension for reply within second month	216	190
<input type="checkbox"/> Extension for reply within third month	217	435
<input type="checkbox"/> Extension for reply within fourth month	218	680
<input type="checkbox"/> Extension for reply within fifth month	228	925
<input type="checkbox"/> Notice of Appeal	219	150
<input type="checkbox"/> Filing a brief in support of an appeal	220	150
<input type="checkbox"/> Request for Oral Hearing	221	130
<input type="checkbox"/> Petition to institute a public use proceeding	138	1,510
<input type="checkbox"/> Petition to revive -unavoidable	240	55
<input type="checkbox"/> Petition to revive - unintentional	241	605
<input type="checkbox"/> Utility issue fee (or reissue)	242	605
<input type="checkbox"/> Design issue fee	243	215
<input type="checkbox"/> Plant issue fee	244	290
<input type="checkbox"/> Petitions to the Commissioner	122	130
<input type="checkbox"/> Petitions related to provisional applications	123	50
<input type="checkbox"/> Submission of Information Disclosure Statement	126	240
<input type="checkbox"/> Recording each patent assignment per property (times number of properties)	581	40
<input type="checkbox"/> Filing a submission after final rejection (37 CFR .129(a))	246	345
<input type="checkbox"/> For each additional invention to be examined (37 CFR 1.129(b))	249	345

Other fee (specify)

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* Reduced by Basic Filing Fee Paid

SUBTOTAL \$65.00

SUBMITTED BY				Complete (if applicable)	
NAME & REG. NUMBER		Stephen A. Saxe, Ph.D., Reg. No. 38,609			
SIGNATURE	<i>Stephen A. Saxe</i>	DATE	8 February 2000	DEPOSIT ACCOUNT USER ID	02-2135

